IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.1114 OF 2006
IN
CRIMINAL APPEAL NO.345 OF 2005

Harishchandra Chango Thombare .. Applicant

Vs.

The State of Maharashtra .. Respondent

Mr.R.D.Suryawanshi for the applicant

Mrs.U.V.Kejriwal, A.P.P. for the State

CORAM : J.N.PATEL &
R.S.MOHITE, JJ.

DATED : 19TH JANUARY, 2007

P.C.:

1. Heard.

2. This is the second Bail Application on behalf of the appellant applicant Harishchandra Chango Thombare on the ground of claiming parity with the original co-accused Kailash Chandrakant Bhoir in the case who is also the appellant has been released by this court on bail by its order dt.18.07.05. Both the orders do not specify any reason. Except in the case of the present

applicant, it is observed that he was not released on bail during trial.

3. The learned counsel for the applicant submits that if the role of both these applicants as attributed by the prosecution and which led to their conviction is examined, it can be seen that the prosecution witnesses have rather attributed similar role to both the accused persons i.e. Harishchandra Chango Thombare and Kailash Chandrakant Bhoir having assaulted the deceased Ankush by wooden plank and that the said deceased suffered multiple injuries all over the body.

4. The learned A.P.P. does not dispute this fact situation. Therefore, the application for bail is allowed. The applicant may be released on bail for Rs.20,000/- with two sureties in the like amount on the same terms and conditions on which Kailash Chandrakant Bhoir has been released. Application stands disposed of accordingly.

(SHRI J.N. PATEL, J)

(SHRI R.S.MOHITE, J)